

**ORDINANCE NO. 20181213-003**

**AN ORDINANCE WAIVING CITY CODE SECTION 25-9-62(D) ALLOWING COST PARTICIPATION FOR PROJECT SOFT COSTS IN AN AMOUNT EXCEEDING FIFTEEN PERCENT OF HARD COST PARTICIPATION. .**

**BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:**

**PART 1.** On September 25, 2014, the Council authorized the negotiation and execution of a cost reimbursement agreement with Desta Three Partners, Ltd. in an amount not to exceed \$211,895.00 to construct an oversized 16-inch water main related to Service Extension Request No. 3455.

**PART 2.** Due to project cost overruns, Desta Three Partners, Ltd. has requested that the City increase the amount of the City's cost participation to an amount not to exceed \$240,155.47, of which \$73,983.48 is requested participation for soft costs.

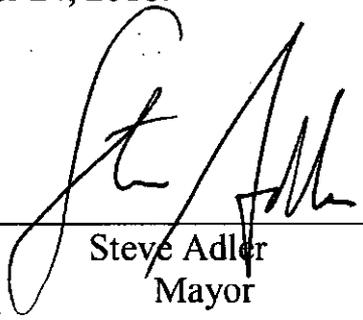
**PART 3.** The Council waives the requirement of City Code section 25-9-62(D) limiting soft cost participation to fifteen percent of its hard cost participation, thereby allowing the City to reimburse Desta Three Partners, Ltd. for up to \$73,983.48 in soft costs for an oversized water main related to Service Extension Request No. 3455.

**PART 4.** This ordinance takes effect on December 24, 2018.

**PASSED AND APPROVED**

December 13, 2018

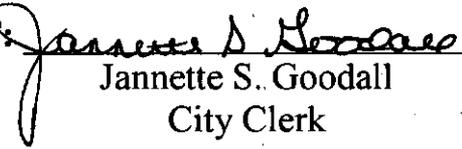
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Steve Adler  
Mayor

**APPROVED:**

  
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Anne L. Morgan  
City Attorney

**ATTEST:**

  
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Jannette S. Goodall  
City Clerk